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June 1, 2009  
Date

By: Misty Mendigla  
Misty Mendigla

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

)

Russell Gene Higuchi, et al.

) EXAMINER: Sarae L. Bausch

SERIAL No.: 10/552,641

) ART UNIT: 1634

FILED: October 7, 2005

) Confirmation No. 1928

FOR: ASSOCIATIONS OF  
POLYMORPHISMS IN THE FRZB  
GENE WITH OBESITY AND  
OSTEOPOROSIS

) Docket No. 21634-2

RESPONSE UNDER 35 U.S.C. 121

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is in response to the Notice of Non-Compliant Amendment mailed May 1, 2009, sent in response to the Response (hereinafter "Response") to the Office Action of March 21, 2008 (hereinafter, "Action"), sent February 5, 2009.

Applicants apologize profusely for the misnumbering in the Response filed February 5, 2009. This was clearly an error, and the result of typographical errors caused by automated numbering by word-processing software.

Amendments to the Specification begin on page 2 of the Response. Amendments to the claims begins on page 4 of this Response. The Comments in response to the Office Action of March 21, 2008 begin on page 8 of this Response. An Abstract is attached as a separate sheet at the end of this Response.